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BEFORE THE
FEDERAL ELECTION COMMISSION

2010 OCT 29 PM 3:18

OFFICE OF GENERAL
COUNSEL

Jennifer Koch
Campaign Manager, Friends of Glenn Nye
P.O. Box 68444
Virginia Beach, VA 23471

Complainant,

v.

Edward Scott Rigell
915 First Colonial Road, Suite 100
Virginia Beach, VA 23454-3186

MUR # 6416

Respondent.

COMPLAINT

Complainant files this complaint under 2 U.S.C. § 437g(a)(1) against Edward Scott Rigell ("Respondent") for violating 2 U.S.C. § 441d, as described below.

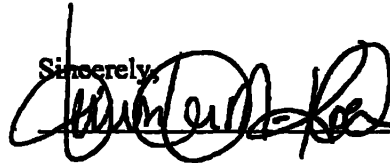
Edward Scott Rigell is a candidate for the U.S. House of Representatives in Virginia's Second Congressional District. On or about October 26, 2010, Rigell began airing a television advertisement attacking his opponent, Congressman Glenn Nye. A true and accurate copy of the ad is provided as an exhibit to this Complaint. While the ad harshly attacks Congressman Nye, it contains no audio or video statement in which Rigell says that he approved the message.

The Bipartisan Campaign Reform Act of 2002 amended the Act to require candidate-sponsored advertisements to indicate that they were personally approved by the sponsoring candidate. Television advertisements must contain a statement delivered by the candidate, in which he identifies himself and says that he approved the communication. *Id.* § 441d(d)(1)(B). Through this requirement, Congress meant to ensure that candidates took accountability for the

claims made against their opponents. But here, Rigell has completely failed to comply with this requirement, hence evading responsibility for his harsh, negative attacks.

By failing to stand by his ad, Rigell has clearly violated the Act and Commission rules. We request that he be enjoined from further violations and be fined the maximum amount permitted by law.

Sincerely,



SUBSCRIBED AND SWORN to before me this 26 day of October, 2010.

Anna M Alexander
Notary Public

My Commission Expires:

10-31-14

